G. R. S. 58]

Previous references.

Cs- 262-11(1-6) P.
- 193-13(1-2)-

1913. 14
(Court-)

File No. 231-13

Serial Nos. 1-14

Later references.

Cs 65-18(1-10)..

Distt- Poona

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-14

Part B for March 15

SUBJECT.

Extradition of Dodda Narsa a convict in the Yerrowda Jail Poona

1. The D. M. Chitaldrug 350 of 12/3/14.
Requests the issue of an extradition warrant for his surrender.

2. To the Same Office J 2708 of 18/3/14.
Requests him to state the circumstances in which the investigation of the case was delayed so long.

3. From the Same Office 406 of 23/4/14
Forwards a copy of the memo from the Supdt

P. T. O.

GPB—3,500—21-7-14

M. Ghosal
21/4/15.

7 Police, Chilliadrug, explaining the delay & states that the explanations of the Officers responsible for the delays have been called for

4. To the F. A. Resident 890 of 8.5.14
Requests that an extradition warrant may be issued

5. From the Same Office 3879 of 9.6.14
States that as the sentence the accused is now undergoing does not expire till towards the end of 1916 & requests why there has been so much delay in bringing forward the charge against the accused.

6. To the F. A. Resdt 1011 of 20/6/14
Requests the immediate issue of the warrant.

7. From the Same Office 90C of 24 6/14
Intimates the issue of a warrant

8. To the D. M. Chilliadrug. J 13 of 2/7/14
Intimates as above.

9. From the F. A. Resdt 4741 of 17.7.14
Intimates the surrender of the accused.

10. To the D. M. Chilliadrug. J 200 of 22/7/14
Forwards for necessary action a copy of the letter from the Supdt, Central Jail, Yerrowda to the F. A. Resdt (Vide Sl 9)

11. From the Same Office 130 of 10/9/14
Forwards the explanations called for in Sl 3.

12. To the I.G. of Police J 1116. 0 26/10/14
Calls for the service registers of the Police Inspr Concerned ~~& Reports~~

13. From the Same Office 3616/444 of 27.2.15.
Submits the service registers called for

14. To the Same Office
& D. M. Chilliadrug. J 3331-2 of 31 3/15
Records the above communication

G.R.S. 11] 1913-14

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 231-13

FILE HEADING.

Extradition of Doddatavara, a convict in the Yerravda Jail, Poona

From

The Dist. Magistrate, Chitaldrug

No. 350 Dated 12-3-14 Received 14-3-14

Diary No.	Enclos. 1 & 2 Spare Copies.	Serial No.
12930		1

BRIEF ABSTRACT OF LETTER.

Requests the issue of an extradition warrant for the surrender of the convict who is accused of having committed an offence under Secs. 380/411 I.P.C. in Hadagalli town.

NOTES AND ORDERS.

K The offence of house breaking & theft was committed on 15-3-1907, one of the stolen articles, viz., the ring was seized on (valuer) 13-12-1908 by the Police of

O the Tarikere Taluk panchayat, but since the

R identification of the accused was postponed till 22-1-14

GPB—35,000—15-6-12

G. R. S. 12] 18-3-14

2980

(2

General and Revenue Secretariat.

dt File No. 231 of 1913-14

Serial No.

Para 8 of Papers under disposal

(e., made than five years after the stolen article was seized from the person who was able to identify the accused. It is not explained why the further proceedings against the accused, who has been in the Yerawda Jail since 28.9.1909, was postponed till Jan^y 1914.

2 May the Resident be requested for an explanation ?

Kq. -116

14.3.1914 MK.

3 It will be necessary to obtain a clear explanation as to the circumstances regarding the delay in the investigation of the case. Please put up draft accordingly

SPR 16/3

4 Draft submd.

Kq. -116 MK

16/3/1914.

SPR 16/3

5 Approved Secy - 17/3

6 Issue SPR 17/

2 To The Dist. Mgte, Chittaldrug

No J2708 dy 18-3-1914

Request him to State the circumstances

NOTE—Contn. sheet.

GPB—60,000—7-11-13

R.T.O.

(3)

G. R. S. 12]

General and Revenue Secretariat. | CS File No. 231 of 1913-14

Serial No.	
	in which the investigation of the case was delayed so long:
3	From the Dy. Chittalong. No 406 Dy 23-4-1914 forwards a copy of the memo from the Supt of Police, Chittalong, explaining the delay and states that the explanation of the Officers responsible for the delays have been called for.
	7 Sub° forwards whether the Residency may be approached for an extradition warrant in view of the long delay in the investigation.
4	8 CS file 262 of 1911 in which the Harbin the Resident declined to issue a warrant partly on this account as also CS 193 of 1913 in which extradition was not applied for all on the same score are put up
Links hereto	Kg. 46 27. 4. 1914 (48) 27/4/149 In consequence of the long time the investigation has taken which the accused may see reason to be arrested on warrant I shall be free on bail

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

3471

(4

General and Revenue Secretariat.

File No. 231 of 1913-14

Serial No.

There seems to be no case to apply for an Extradition Warrant. Perhaps the Hon'ble the Resident may be informed that Doddaharsa a prisoner in the Jail is wanted by the Mysore authorities to stand a trial on a charge of House breaking & theft — & that therefore arrangements may kindly be made to hand him over to the Mysore police on the expiry of the present sentence.

29-Dec

Leg

Under what authority? Analyse the reasons for the delay:

Recall the linked file before submission

Dec 29/4

Mem. in the matter of the Extradition of Doddaharsa a prisoner in the Bangalore Jail for trial for house breaking & theft in Mysore.

Extradition Act put up.

11 Subs with ors file 1934 1913 recorded.

12 Whether the surrender of the prisoner is desired immediately or after the expiry of the sentence he is now undergoing in the Br. Jail, an extradition warrant has to be issued by the Hon'ble the Resident to convey the prisoner over here. Under Sec. 11 of the Indian Extradition Act, a person undergoing sentence in Br. India shall not be surrendered in compliance with the warrant except on the condition that such person shall be surrendered to Br. India on the conclusion of his trial here. But whether

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. | C5 File No. 231 of 1913-14

Serial No.

The R&C wires issue a warrant in view of the long delay, for the surrender of the accused even after the termination of the sentence he is now undergoing is a matter for consideration. In the sandalwood theft case of Shimoga where the R&C declined to issue a warrant, the accused had no charge to answer & no sentence to serve in Br. India.

Y

13 The chief reasons for the delay are:

1) That certain records relating to the case as also some of the stolen articles has not been recd from the Shimoga & the Kadur taluks.

Please see portion marked 1, 2, 3 & 4 in D.S.P's memo Page P

2) That the accused was for some time under trial in Dharwar.

3) That the where abouts of the accused were not known and has to be ascertained.

4) That the same difficulty of obtaining records - this time a Mahazar and a property list from the Shimoga & the Tarikere Taluks - was experienced.

14 In spite of the D.S.P's conclusion it has to be noted that this long delay in the investigation could have been avoided

Last para of Page P Encl 6-11.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. | C/5 File No. 231 of 1913-14

Serial No.	
	if a list of all the articles wanted in connection with the case has been made out and a consolidated requisition to the officers concerned had been made simultaneously. The D.S.P. of Kadur has also to account for a delay of 6 months in complying with the requisition of the Chitaldrug D.C. for the property list.
Date of requisition 9-12-1911	
Date of Compliance 6-6-1912	
	15 The Chitaldrug Police were aware of the fact that the accused was undergoing trial at Dharwar and were besides informed by the D.C. of Police that he had been convicted in the case. With these facts & information, notwithstanding the difficulty of tracing the whereabouts of the accused could not have been considerable. The D.M. of Chitaldrug has, however, called for the explanation of the officers responsible for the delay.
K.G. 116 28/4/1914	16 We may however ask the Govt. to issue a Warrant for the surrender of the Prisoner on the expiry of his sentence in order to stand his trial here. The delay is undoubtedly long, but so long as there is a prima facie case made out against the accused does the delay is a matter of much consequence. There is no law fundamental in the Land & soon after once however old & infirm

NOTE—Contn. sheet.

GPB—60,000—7-11-13

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29 31

7

G. R. S. 12]

General and Revenue Secretariat. | 05 File No. 231 of 1913-14

Serial No.	
	The Extradition Act governs the issue of such Warrants.
	Secy
17	A suitable draft may be proposed. Dun 29/4
	Draft
18	Draft to the H. A. Resident sub: KG. 116 1/5/1914
	Secy 1/5
19	Approved. Dun 2/5
20	Issue 1/5/15
4	To From the H. A. Resident No 890 dy 8.5.14 Requests that an extradition warrant may kindly be issued for the surrender of the accused after the expiry of the sentence he is now undergoing in the Br. Gaol.
5	From the Same Office No 3879 dy 9.6.1914 States that as the sentence the accused is now undergoing does not expire for two months the end of 1916

NOTE—Contn. sheet.

GPB—60,000—7-11-13

3471 4003 (8

G. R. S. 12]

General and Revenue Secretariat. | C5 File No. 231 of 1913-14

Serial No.

Paper under disposal

G
Sl 1.

office Note.

The Resident is disposed to think that it would be advisable to take proceedings at once and add that the Resident would be glad to know why there has been so much delay in bringing forward the charge against the accd.

21 As stated in the Residency letter, the Dist Magistrate of Chittalong asked for the immediate surrender of the accused, but his surrender after the expiry of the sentence here now undergoing was asked for on the suggestion in para 16 of his letter. However it is now seen that the accused is to be released from the Br. Jail only towards the end of 1916, his immediate surrender may be asked for.

P
Sl 11.

22 Regarding the delay in taking extradition proceedings, the memo sub by the Supt of Police, Chittalong, a copy of which was sent to the Residency, furnishes the explanation, which is however unsatisfactory. The explanation of the officers responsible for the delay have been called for by the D.M. of Chittalong.

Vide para 3 of flag D

23 May the Residency be requested for an extradition warrant at once and informed that the explanation of the officers responsible for the delay have been called for and would be sent to them ~~Residency~~ after receipt of them ?

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Sd O.

G. R. S. 12]

4471 4003 (9.

General and Revenue Secretariat.

CS File No. 231 of 1913-14

Serial No.	
	24 Subº for order.
	Reg. 716
	17.6.14 NK
	25 Ye. add that the Memo of the DSP already forwarded gives the reason & the delay in the case
	SDM 18/6
	26 Subº with a draft to the F.A. Resident.
	Reg. 716
	19.6.1914 NK.
	SDM 19/6
12 Nov	27 Issue today as revised & take further action if necessary
	Issued 9/6
	SDM 28/6
Calls	6 To F. A. Resident
	No 1011 Dt 20.6.1914
	State that the Durbar accept the view of the Hon'ble the Resident and request the immediate issue of an extradition warrant for the surrender of the accused person.
	7 From the Same Office
	No 960 Dt 24.6.1914
	Intimate the issue of a warrant to the Dcn of Poona.
	28 Subº with a draft to the

P.T.O.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

2171 (0

1800

General and Revenue Secretariat. | File No. 231 of 1913-14

Serial No.	
	District Magistrate of Chittaloney.
	Memo. 716.
	30/6/1914 Nil
	29 Issue
	1/7 30/6
8	To The District Magistrate, Chittaloney
	No J/13 Dy 2-7-1914
	Intimate the issue of a warrant
9	From the J. A. Resident
	No 4741 Dy 17.7.1914
	Forwards copy of a letter from the Supt, Yerrawada Jail, intimating the surrender of the prisoner.
	30 Subs arrive and exit to the D.M. of Chittaloney
	Memo. 716
	20/7/14 Nil
	31 Issue
	Nil
	20.7.14
10	To The Dist. Magistrate, Chittaloney
	No J 200 Dy 22.7.1914
	Forwards if necessary a/c a copy of the letter from the Supt, Central Jail, Yerrawada, to the J.A. Resident
	P. T. O.

Action under para 2 of the Supt-Y. Jail may be reported to us.

Sus

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat.

File No. 235 of 1913-14

Serial No.	
11	From the District Magistrate, Chitaldrug No 130 dated 10th Sept 1914. Forwards the explanations of the Police Officers responsible for the delay in bringing forward the charge against the accused Dodda Nayaka and states that the other accused concerned in the case, viz., Mara has since been reported to be undergoing imprisonment in the Ahmednagar Jail.
C	32 Subd to orders. Both the D.S.P., Chitaldrug & the D.M. consider that the explanations given by the three Inspectors are unsatisfactory. Kg. 416 22/9/1914 MK
	33) The offences of house breaking & theft were committed on 15.3.1909 in the house of one Nemarajappa, Hosadinga Town; some of the properties were traced to Dodda Nayaka & Mara two members of that ambergang captured at Kadur & Shimoga Taluqs in September 1909. The properties namely a gold ring and a gold jedebille unidentified by the Complainant his nephew.
	34) The charge sheet against Dodda Nayaka was placed before the Magistrate only on 7.2.14, i.e. more than 5 years after the articles were seized and the accused were known.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Serial No

An explanation was due for the unreasonable delay in placing the charge sheet. The District Magistrate and the District Supt. of Police, in submitting the explanations of the Police Inspectors who were in charge of the Taluq during these 5½ years, express the opinion that the explanations of Lachiramsing, Syda Hussein, Ramaswamy &c are unsatisfactory.

35) From the explanations furnished by them the following points ~~are to be considered~~ are noted for consideration:

1) Lachiramsing was responsible for the delay of 4 years while Syda Hussein ~~Ramaswamy~~ for the delay of one year each and Ramaswamy for the delay of nearly two years.

2) Though the Shimoga Inspector requested Lachiram Singh to go to Shimoga with a warrant & take charge of the accused Mara Shekedar & keep in custody & of the property, he failed to take immediate steps in the matter or realize his responsibility.

3) Lachiram could have placed the charge sheet in the case of the ring alone. There was no necessity to wait for the receipt of the other articles about time.

4) No satisfactory explanation has been offered by them for the delay of one year & more between the date when he was directed to go to

NOTE—Contn. sheet.

Serial No.

arasikere and Kadur to complete the investigation and the date when he asked for instructions about in the case, the other articles. There was no necessity for such instructions, as the case against Maratha complete by itself.

5) Rough information about Dodda Nara's whereabouts was received in February 1909 when Inspector was asked to take possession of the Mukhara with the Arasikere Police, he did absolutely nothing.

6) The subsequent delay in asking for Right-references and thus could all have been avoided by prompt action if the officers concerned had not been indifferent and taken them in a little more seriously.

7) Charge sheet in the case against Dodda Nara whose whereabouts were known could have been placed at the latest in June 1908 in spite of the previous delay.

8) Though three reminders were issued to Ramaswami by name the Supdt. did not take needful steps in the case he seems to have done nothing his explanation that he was busy with a murder case doesn't appear to be satisfactory.

9. Lastly it is a point for consideration whether the duty of the Whole-time

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat.

of File No. 231 of 191 3 (14

Serial No.

Charge of the District during the period in question could not have shown more vigour and control and seen that the cases were investigated early & that the needful steps were taken with promptness.

36) Complete information has been furnished and explanations in original with the opinions of the District Magistrate & Superintendent of Police are submitted. It is a point for orders of Govt what punishments have to be awarded to the officers concerned or whether any expression of censure on their conduct will suffice.

EB

17.10.13

Second Member)

37) The replies of the Inspector concerned is far from satisfactory. I wish the replies of the D. S. P.'s concerned had also been obtained. As it will mean further delay to attempt to do this, it may not be desirable. It would be necessary to have a study of the posting of fresh recruits of these three Inspectors before passing them. Their Service Registers may be sent for & the S.P.'s also reports & Hall if he knows

NOTE—Contn. sheet.

GPB—60,000—7-11-13

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G. R. S. 12]

General and Revenue Secretariat.

File No. 231 of 1913-14

Serial No.

[illegible] Sent these officers [illegible]
well

21/10

38) Please put up draft calling for Service Registers
& opinion [illegible]

23/10

39) Sub° with a draft to the I.G.P.

Rg. 116
24/10/1914

40) Issued

26/10

12 To
The I. G. of Police in Mysore.
J 1116 dt 26/10/14
Reports to be informed
~~there was~~ why ~~any unreasonable delay~~ occurred in the
~~part of~~ the Police Inspectors in bringing
forward the charge against the accused
and ~~also report~~ to state if anything
is known to him against these officers mentioned

13 From the Same Officer
No 3618/444 dt 27.2.1915
Submits a report in the matter together
with the service registers of the Police Inspectors
concerned.

41) Sub°.
Rg 116
28/3/1915

NOTE—Contn. sheet.

GPB—60,000—7-11-13

2823

(16

G. R. S. 12]

General and Revenue Secretariat.

Ch File No. 231 of 1913-14

Serial No.

42) Subd with reference to p. 37.

4/3/15

Asst Secretary

43) ~~To~~ From the Service registers and from the further applns now submitted by the I.G., I think that no further notice need be taken of these inspectors in respect of the delay. The I.G's letter may be recorded.

44) The Service registers shd I think have a Column to show the examn or other qualifications of the men concerned.

45) It is desirable that all Commns to Districts about the Conduct &c of Police Officers should pass through the Inspector General.

Ch 30/3

27/3/15

Secretary

Pay Asst to Secretary

NOTE—Contn. sheet.

GPB—25,000—2-11-14

2823

(17)

F. R. S. 12]

General and Revenue Secretariat. | S File No. 231 of 1913-14

Serial No.	
	46 Draft recording S to Sub².
	47. Even in the new form of service book introduced in 1911, no provision has been made for information regarding examinations passed & other similar qualifications. If deemed necessary, ~~Br II~~ this file will be sent to Br II, after issue of final orders, for considering the question raised in para 44 of these notes.
X	
No. Fl 1245-88 S+A. 369-09-8 of 14.9.11.	
	KG. 30.3.15 WM
	48 Issue Main Secretariat file
This is 1543 of 14-15	to Br II.
	KG 30/3
Sub² Abbr 3/4/15	49 The file contains papers regarding the title section of the present form for Service Books vide S & A 369-09-8 may be put up as also information as to whether Service Books in British India contain the information required in para 44 above.
'S' (Removed)	
P.W.	by 5/4/15
'S'	50 The file required is put up. There is no column in the form of Service Book prescribed in Art 816 C.S.R. in which the information in question is noted. Reference is invited to Para 44 above. 51 If deemed desirable
	NM-6-7 Abbr 6/4/15

NOTE—Contn. sheet.

GIPB—25,000—2.11.14

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1543

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J. R. S. 12]

General and Revenue Secretariat. | Cls File No. 231 of 1913-14

Serial No.

To provide for the entry in the Service Book of details regarding Exams passed by an official

Resd)

5✓ I agree

H.P.B.

53 Vide separate file opened in Br II re Hore to Mgn on the subject.

MM-67 4/4/15 54 File returned to Br III

Cls 15/4

55 Subs for information with reference to para 44.

Mg. 15/4/15

Es 16/4

B 16/4

14 To The D. C. of Police
The D.M. Chitaldrug &c.
No g. 3331. B 2 31-3-15.
Record the above communication.

NOTE—Contn. sheet.

1523

GPB—25,000—2-11-14

(1)

1914

From The District Magistrate
Chitaldrug District.

To The Secretary to the Govt of
H. H. the Maharaja of Mysore
Civil & Revenue Departments -
Bangalore.

Dated 12th March 1914.
Despatched
Received

General No. 350
No.

Enclosure No. 14 records.

Submitting the extradition application for the surrender of one one Dodda Narasa who is said to have been concerned in a case of House-breaking and theft in the house of one Nemarajappa of Hosadrug town &c -

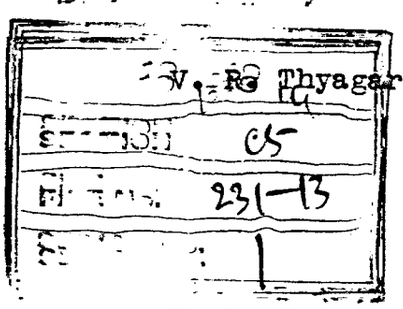
GPB—50,000—8-1-13

No. 350
Enc. 1 + records.

Office of the District Magistrate,
Chitaldrug District.

F2930 Dated Chitaldrug, 12th March 1914.

From



V. Rg Thyagaraja Iyer Esquire M.A.,
District Magistrate,
C h i t a l d r u g.

To

K. R. Srinivasiengar Esquire M.A.,
Secretary to the Government of
H. H. the Maharaja of Mysore,
Genl: and Rev: Departments,
B a n g a l o r e.

S I R,

In forwarding herewith an extradition application for the surrender of one Dodda Narasa who is said to have been concerned in a case of house-breaking and theft committed on 15th March 1907 in the house of one Nema Rajappa of Hosdrug town, I have the honor to state as follows:-

2. The Assistant Commissioner and 1st Class Magistrate of Davangere who has held a preliminary enquiry in the case has examined 6 witnesses including the complainant(1st Prosecution witness).

3. The statements of prosecution witnesses 1 and 2 clearly show that their house was broken into on 15th March 1907 and that properties valued at Rs 1100 were lost from it at the time. (vide also the statement of prosecution witness No.3). The articles lost were detailed by the complainant in a list Exhibit P_1 produced by him to the police soon after the occurrence.

4. Nearly one year after this occurrence the police arrested a gang well known as " Pamaloora gang " at Jodikatte of the Tarikere Taluk and seized certain articles among which article Nos. 1,2 & 3 now before the Court were included. Article No. 1 (a ring) was seized on 13th October 1908 from one Nanjiah of Jodikatte (prosecution witness No.5) who said that it was pledged with him for Rs 20 a month prior to that date by one Dodda Narasa, the accused who

was one of those arrested at the time and taken by the Dharwar police. Out of these, article I was then identified by the complainant and articles 1,2 & 3 by his son ~~Gangadharappa~~ Syamachandrappa, prosecution witness No.2 at the said Jodikatte whereto they were taken for the purpose. (Vide statement of 6th prosecution witness before the Court).

5. These articles have now been similarly identified before the court by the complainant and his son, prosecution witnesses 1 and 2 respectively. Prosecution witness No. 3 Rudrappa who is a neighbour of the complainant also identifies articles 2 and 3 as belonging to the latter. All the 3 articles are also included in the list Exhibit P_1 which the complainant gave at the time of his complaint.

6. Nanjiah prosecution witness No.5 from whom article No. 1 was seized had been taken by the police Jamadar Krishna Row prosecution witness No.4 to the Jail at Yerrowda, Poona District, where the said Nanjiah identified the accused Dodda Narasa as the person who had pledged article No. 1 with him for Rs. 20 from amongst 24 convicts paraded by the Chief Jailor there for the purpose. (vide Exhibit P_2 and statements of prosecution witnesses 4 and 5).

7. A prima facie case of house-breaking and theft under sections 457 and 380 Indian Penal Code or of receiving stolen property under Section 411 Indian Penal Code is thus made out against the accused Dodda Narasa.

8. It is therefore requested that the Hon'ble the British Resident in Mysore may kindly be moved to issue an extradition warrant for the surrender to the Police Inspector at Harihar of the accused who is now undergoing imprisonment at Yerrowda Jail, Poona District being sentenced to 7 years rigorous imprisonment by the Dharwar Sessions Judge on the 20th September 1909.

20.9.1916 mins

9. As the offence took place nearly 7 years ago the

4 1

evidence in the case is likely to be affected if the trial of the accused is to be put off for his surrender after the expiry of the sentence passed on him by the Dharwar Sessions Judge. The accused may therefore be ~~requested~~ caused to be surrendered subject to the provisions of section 11 of the Indian Extradition Act XV of 1903.

10. The records of the preliminary enquiry are also sent herewith for reference and return when no longer required.

I have the honor to be,

S I R,

Your most obedient servant,

District Magistrate,

S.V. Chitaldrug District.

(6)

Application for a Warrant under Act XXI of 1879, *the Foreign Jurisdiction and Extradition Act.*

Ext 6 of 231-13-1

1.	Officer to whom the warrant should be issued.	The District Magistrate, Poona District
2.	Magistrate of the District who wants the warrant issued.	District Magistrate, Chitaldurg District.
3.	Name and description of accused person.	Dodda Narasa, son of Rama Jail No. 317, Caste Pamalaor or Dasar.
4.	Where or under whose custody the accused person is supposed to be.	Confined in the Jail at Yerrowda, Poona District being sentenced to 7 years rigorous imprisonment by the Dharwar Session's Judge.
5.	Name of the offence committed, and section of the Indian Penal Code under which the accused is charged.	House breaking and theft under S. 457 and 380 I. P. C. or receiving stolen property under S. 411 I. P. C.
6.	Officer to whom the accused should be surrendered.	Police Inspector, Harihar Sub Taluk.
7.	Place at which the accused should be delivered.	Harihar
8	Whether the accused is a British subject, a subject of Mysore, or to which State he belongs.	Native of Hyderabad

District Magistrate
Chitaldurg District.

OFFICE OF THE DEWAN OF MYSORE.

Bangalore, 190 . 8/12-3-14. *Under-Secretary.*

C. R. S. 26] 17/3

File No. 231-13

Serial No. 2

Diary No. of letter replied to ~~2330~~

No. J 2208 Conl Hfile

General and Revenue Secretariat

( )

, *the* 191 .

To

The District Magistrate,

Chittaldrug

Date of issue 18/3/14

Signed by S.P. Rajagopalachari

Sup.

Sir,

Adverting to your letter No 350 J, dt the 12th Mar 1914, requesting that the Residency may be moved to issue an extradition warrant for the surrender of Dodda Nanja now undergoing imprisonment in Yerrowda Jail, I am directed to request you to ~~set forth in detail~~ state the circumstances in which

over.

SUBJECT.

the investigation of the case was put off till Jan[y] 1914 although one of the stolen articles was seized in Dec[r] 1908 delayed so long.

The reels received with your letter are returned herewith for being retransmitted with as early reply.

I have to

Dated
for Secy to Govt 1713

Reg-ue
10/3/1914

List of enclosures.

Copied by

Examined by

GPB—25,000—8-8-11.

From 1914
The District Magistrate,
Chitaldrug District.

To The Secretary to the Govt of
H. H. the Maharaja of Mysore
Civil & Revenue Departments
Bangalore.

Dated 23d April 1914
Despatched 24th
Received

General No. 406
No.

Enclosure No. 1 + records.

Furnishing explanation
about the delay in investigating
the case against the accused
Dodda Narasa and Submitting
the records of the Preliminary
enquiry in this case no. 39 of 13-14
on the file of the Assistant Commissioner
& Asst Sessions Magistrate, Davangere
Sub Division.

S. No 1406
14 records

DIARY No. J 3471/ Office of the Deputy Commissioner,

Chitaldrug District,

Dated Chitaldrug 23rd April 1914.

From,

V.R. Thyagaraja Iyer Esquire M.A.,
District Magistrate,
Chitaldrug District,
Chitaldrug.

To,

K.R. Sreenivasa Iyengar Esquire M.A.,
Secretary to the Government of H.H.
The Maharaja of Mysore,
Genl: and Rev: Departments,
BANGALORE.

SIR,

With reference to your letter No. J 2708 cts 231-13-2 dated 18th March 1914 calling for the explanation about the very long delay in investigating the case referred to therein, I have the honor to forward herewith a copy of the remo submitted by the Superintendent of Police, Chitaldrug, in the matter and to state as follows:-

2. In addition to the delay in investigating the case against the present accused (Dodda Marasa) timely action has not been taken against another accused Mara Bin Era who was also concerned in the case and who was also arrested in 1908 and kept in the custody of the Police Inspector Shimoga. Intimation about the arrest of this accused and the seizure of property i.e., (Jadebillay) which this accused is said to have pledged with one Manganna of Benkipur seems to have been given to Mr. Latcharam Singh, the then Police Inspector of Hosadurga. Though it is learnt that this accused Mara Bin Era was sentenced to one years' rigorous imprisonment under section 109 Cr. P.C. by the 1st class Magistrate of Tanebennur, his whereabouts are said not to have been traced as yet.

3. The Superintendent of Police Chitaldrug has been asked to ascertain Mara's whereabouts very early in consultation with the British authorities and also to submit explanation of the Officers responsible for the delays etc noted in his memo.

(10)

The records of the preliminary enquiry in re Dodda Narasa are sent herewith as requested for reference and return when no longer required.

I have the honor to be,

Sir,

Your most obedient servant,

District Magistrate,

Chitaldrug District.

C.N.R.

G. R. S. 26]

File No. 23/of 1913

Serial No. 4

Diary No. of letter replied to Expatriation of Dodda Nanja

Pol No. 8907 exp. & file.

General and Revenue Secretariat

( )

, *the* 191 .

To

The A. A. Resident

Date of issue 8. 5. 14

Signed by [illegible]

Sir,

I am directed to forward herewith a copy of letter no. 350 of the 12th March 1914 from the Dist. Magistrate + No 406 of 23-4-14 with a copy of the DSP's memo and a list of the records of preliminary enquiry (in original, to be diligently returned when no longer required) in the case no 39 of 1913-14 on the file of the Asst Com" & 1st class Magistrate of the Davangere sub division in which

I. Papers under disposal

NIL.

SUBJECT.

12)

One Dodda Naresa, now undergoing imprisonment in the Yerravda jail, is charged with the offence of house-breaking and theft, punishable under Secs 457 / 380 I.P.C. or of receiving stolen property, punishable under Sec 411 I.P.C., and to request that an extradition warrant may kindly be issued to the Dist. Magistrate of Poona for the surrender of the said accused, to after the expiry of the sentence he is now undergoing, to the Police Inspector of ~~Sub~~ The Haribar Sub-Taluk at Haribar

The usual statement containing the necessary particulars for the preparation of the warrant is also enclosed.

I have to

For

For Secy to Govt

Dy Copied by
Examined by

6/5/14

List of enclosures
1 Form & 1 file
Nil

Hy 116 NK
1/5/1914

GPB—25,000—4-3-13

III
9/6

Pol & 2237 & 9.6.1914 (13

No. 3879 · DIARY No. F 003

1913-1914
SECTION 65
FILE No. 231-13

FROM

P. B. WARBURTON, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

cvls
10/6 (5 pm

To

The Dewan of Mysore.

Dated Bangalore, 9th December 1914

SIR,

I am directed to invite a reference to Mr. Narasinga Rao's letter No. 890, dated the 8th May 1914, regarding the extradition of one Dodda Narasa now undergoing imprisonment in the Yerrowda Jail.

2. It is observed that the Durbar have asked for the surrender of the said accused after the expiry of the sentence he is now undergoing, while in his letter No. 350, dated the 12th March 1914, the District Magistrate of Chitaldrug has asked for his immediate surrender subject to the provisions of section 11 of the Indian Extradition Act (XV of 1903). The sentence which the accused is now undergoing does not expire till towards the end of 1916 and the Resident is disposed to think that if the Durbar wish to apply for extradition with a view to the trial of Dodda Narasa for an offence committed some seven years ago, it would be advisable to take proceedings at once for the reasons set forth in para. 9 of the letter from the District Magistrate of Chitaldrug. The Resident would at the same time be glad to know why there has been so much delay in

in bringing forward the charge against the accused. He appears to have been implicated in the offence so far back as 1908 and to have been at that time in the custody of the Dharwar Police.

I have the honour to be,

Sir,

Your most obedient servant,

First Assistant Resident.

1/1 ✓ Extradition of Dodda Narasa

(15

G. R. S. 26]

20/6 1003

File No. 231-13

Serial No. 6

Diary No. of letter replied to

Joe No. 1011

General and Revenue Secretariat

( )

, *the* 191 .

To

The H. A. Resident

Date of issue 20.6.14.

Signed by Mr D. M. Nara

-Lingaraj

Sir,

Adverting to correspondence ending with your letter no. 3879 dt the 9th June 1914, regarding the extradition of one Dodda Narasa now undergoing imprisonment in the Yerravda Jail, I am directed to ~~request~~ state that the Durbar agree with the Hon'ble ~~the Resident~~ and to request that an extradition warrant may kindly be issued for the immediate surrender of the accused

accept the view of the Hon'ble the Resident that it would be advisable to take proceedings at once against the accused

P.T. over.

SUBJECT.

KNR 16/6/14

(6)

Subject to the provisions of Sec. 11 of the Indian Extradition Act, 1903.

~~With regard to~~ The delay ~~observed by~~ in bringing forward the charge against the accused, has to some extent been explained in the ~~I am to state that the~~ memo furnished by the Superintendent of Police, Chittalmy, a copy of which was forwarded to you with this office letter no 890 dy the 8th May 1916, ~~give the reason for the delay.~~

The explanation of the officers responsible for the delay have, however, been called for.

I have to

for Chief Secy, Bengal

Dated 1916

List of enclosures

MK

1916

Copied by

Examined by M

GPB—25,000—4-3-13

Poe 2326/25 1914.

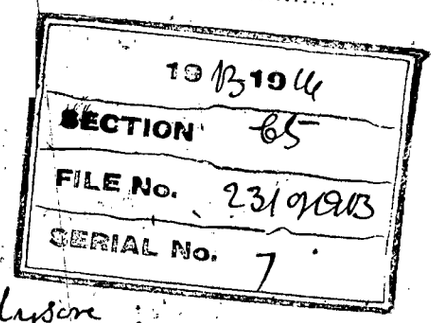
No. 96C
En. 1 file

117

FROM

P. B. WARBURTON, ESQ., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

Diary No. 4174.



To

The Dewan of Mysore.

Camp Mysore
Dated ~~Bangalore~~, 24th June 1914.

SIR,

I am directed to acknowledge the receipt of Mr. Narasinga Rao's letter No. 1011 Pol., dated the 20th June 1914, asking for issue of an extradition warrant for the surrender of Dodda Narasa who is accused of having committed the offence of house-breaking and theft or of receiving stolen property in Mysore Territory.

2. In reply, I am to inform you that a warrant has this day been issued to the District Magistrate of Poona for the surrender of the accused person to Police Inspector of the Harihar Sub-Taluk, Chitaldrug District, at Harihar, subject to the provisions of Section 11 of the Indian Extradition Act, 1903.

3. The original enclosures to Mr. Narasinga Rao's letter No. 890 Pol., dated the 8th May 1914, are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

P B Warburton

First Assistant Resident.

L. O. 2.—R. P. B.—3-1914.—000.

V

30/6 Courts File No 231/0/1913

Sl. No 8

General and Revenue Secretariat

(Judicial and Legislative)

Diary No. of letter replied to

Date of issue 27-7-14

Signed by Mr K Madhava Rao

From

The Secretary to the Govt. of
H. H. the Maharaja of Mysore,
General & Revenue Departments.

To

The District Magistrate of Chitaldrug

No } 13 Cust Records

Sir, Correspondence ending with

With reference to your letter No. 406 dated the 23rd April 1914, submitting an application for the issue of an extradition warrant for the surrender of Dodda Naiaa

accused of having committed the offence of housebreaking and theft punishable under Section 457/380 I. P. Code I am directed to intimate that the Hon'ble the Resident has, on the 24th June 1914, issued a warrant to the District Magistrate of Poona for the surrender of the said accused person to the Police Inspector of the Harihar Sub-Taluk at Harihar, subject to the provisions of Sec 11 of the Indian Extradition Act, 1903.

2) I am to enquire what action has been taken on the explanation called for from the officer responsible for the delay in bringing forward the charge against the accused persons and whether the whereabouts of Nana, the other accused involved in the case, have been ascertained. The explanations of the officers concerned may be submitted to Govt with your remarks

3) The original enclosures received with your letter under reply are herewith returned.

I have, etc.,

For Secretary.

List of enclosures.

Drafted by MN 716 30/6/14

Copied by MN 1/7

Examined by [illegible] 1/7/14

GPB—500—2-9-11

DIARY No. 9180

1914 15
Judl. 25-13
SERIAL No. 9

(19

Letter No. 5643, dated the 8th July 1914. from the Superintendent, Central Prison, Yeravda, to the First Assistant to the Resident in Mysore.

With reference to your No. 95, dated 24th June 1914, addressed to the District Magistrate, Poona, I have the honour to inform that prisoner Dodda Narasa S/O Rama has been sent this day to the Police Inspector of Harihar Sub-Taluka.

2. The prisoner may be sent back as soon as the case is completed, to undergo the unexpired portion of imprisonment in this jail.

Poe &c
1033/17.7.14.

III
17/7

No. 4741.

Mysore Resident's office,

Bangalore, 17th July 1914.

A copy of the foregoing letter is forwarded herewith to the Government of His Highness the Maharaja of Mysore, for information in continuation of this office letter No. 96-C., dated the 24th June 1914, and for favour of necessary action.

First Assistant Resident.

G. R. S. 26]

(20

Ct File No. 231-13

Serial No. 10

Diary No. of letter replied to

No. J200

General and Revenue Secretariat

( )

, the 191 .

[Here enter letter no 5643 dy 8th July 1914 from the Supdt, Central Prison, Cannanore, with 7 enclosures no dy

A Copy of the foregoing Communication is forwarded to the District Magistrate of Chittaleng for information and necessary action in continuation of this office letter no J 13/Ct 231-13-8 dy 2-7-1914.

By order

for Secretary

Date of issue 22-7-14

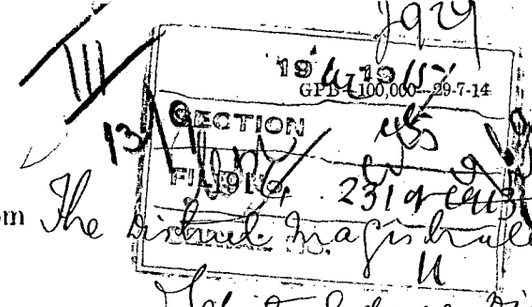
Signed by Mr. N. Madhava Rao

Reg. 716 dy 20/7/14

over.

SUBJECT.

Read 24/7/14



From The District Magistrate
Chitaldrug District.

To The Secretary to the Govt of
H.H. the Maharaja of Mysore,
Genl & Rev Departments-
Bangalore

Dated 11th
Despatched } September 1914

Received

General No. 130
No.

Enclosure No. 2 & one file

Submitting the explanation of the Police Officers responsible for the delay in bringing the charge against the accused Boddanarasa in the House-breaking & theft-case of Hosadurga Taluk &c—

No.130
241 file

Office of the District Magistrate,
Chitaldrug District.
Dated Chitaldrug, 10th September 1914.

From

V. R. Thyagaraja Iyer Esquire M.A.,
District Magistrate,
C h i t a l d r u g.

To

D. V. Narasinga Row Esquire B.A.,B.L.,
Offg: Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
B a n g a l o r e.

S I R,

With reference to the 2nd para of your letter No. J. 13/Cts.231-13-8 dated 2nd July 1914 calling for the explanations of the officers responsible for the delay in bringing the charge against the accused in the case referred to therein, I have the honor to forward herewith in original the explanations of the marginally noted

	From	To.
Mr.		
1.Latcharam Singh.	1908.	17-3-1910.
2." Fida Hussain.	18-3-1910,	9-4-1911.
3." S.Ramaswamy Iyer.	28-5-1911,	10-5-1913.
4." H.H.Thimmappiah.	11-5-1913	to May 1914.

Police Inspectors who were in charge of the Hosdrug Taluk during the period, and to state that the explanations of the first three are not satisfactory. There was no delay on the part of Mr. Thimmappiah who actually took steps to have the preliminary enquiry in the case after the accused was identified by the witnesses at Yerrowda Jail.

2. The Superintendent of Police, Chitaldrug, reports that one Mara bin Eraga has since been ascertained to be undergoing imprisonment in the Ahmednagar Jail and that steps will be taken to have him extradited, if he be identified by the witnesses.

3. Copies of letters Nos. 85 and 198 dated 28th July 1914 and 5th September 1914 respectively from the Superintendent of Police Chitaldrug, in the matter are also sent herewith for information.

I have the honor to be,
Sir,
Your most obedient humble Servant.
Treasury Assistant Commr.,
for District Magistrate,
Chitaldrug.

(absent from station).

Copy of letter No.198 dated 5-9-1914 from the Superintendent of Police, Chitaldrug, to the District Magistrate, Chitaldrug District.

Adverting to your docket No.J.107 dated the 25th ultimo I have the honor to return herewith the explanations received with the above and to state as follows:-

2. Inspector Mr. Latchiram Singh was in charge of the Hosdrug Taluk from January 1908 to 17th March 1910. He did not take steps in the case against Dodda Narasa even though he was ordered by the then Superintendent of Police and his explanation cannot be accepted. He also failed to go to Shimoga and arrest Mara in spite of the yadi from the Police Inspector of Shimoga Taluk. Consequently Mara's whereabouts could not be traced till 5th June 1914. Mr. Latchiram Singh says that Mara's subsequent release was not intimated to him by the Shimoga Police. This is untenable because Mr. Latchiram Singh having failed to go according to the yadi of the Shimoga Police the latter had no alternative but to release Mara after the remand peridd.

Further it is seen that the police of Arsikere Taluk requested Mr. Latchiram Singh to send a reliable police officer to take the @@ mukhara(vide No.2495 dated 24-5-1909). No reply was sent to this till 9-1-1910 and in the absence of any officer going there, the mukhara was disposed of by the Hassan police.

3. Police Inspector Mr. Fida Hussain succeeded Mr. Latchiram Singh and was in charge of the Hosdrug Taluk for 1 year during which, he was absent for about 3 months on privilege leave. He took charge on 18-3-10 The 1st report made by him was on 14-3-1911 i,e, after a delay of nearly 1 year. He could have attended to this earlier.

4. Police Inspector Mr. Ramaswamy Iyer was actually in charge of the Hosdrug Taluk for 1 year and 5 months deducting his absence on leave and his temporary removal from Taluk charge to do duty in the head office. He does not seem to have taken any steps till 20-2-1913 and though orders were issued on 26-3-1913 to place a charge sheet against Dodda Narasa and a supplemental charge sheet against Mara after his whereabouts were traced he failed to carry out the orders till he was

transferred from the Taluk on 10-5-1913.

5. There is no delay on the part of Police Inspector Mr. K. H. Thimmappiah, as he had been reporting in the matter off and on.

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" C O P Y."

for District Magistrate,

Chitaldrug District.

(25

Copy of letter No. 85 dated 28th July 1914 from the Superintendent of Police, Chitaldrug, to the District Magistrate, Chitaldrug District.

Encl 5 of 28-8-13-11

With reference to your memo No.J.13 dated the 4th July 1914 requesting to forward the explanations of the Police Officers responsible for the delay in submitting final report in the heinous house breaking and theft case of Hosdrug Taluk of 1906-07, I have the honor to submit herewith in original the explanations of the marginally noted Inspectors who were in charge of the Hosdrug Taluk during the periods noted against their names and to state as follows:-

	From.	To.
1. Inspector Mr. Latchiram Singh.	1908	17-3-1910.
2. Mr. Fida Hussain.	18-3-1910	9-4-1911.
3. " S.Ramaswami Iyer.	28-5-1911	10-5-1913.
Mr. S.Ramaswami Iyer was on leave and other duty from 7-8-1911 to 5-9-1911 and from 29-10-1911 to 22-5-1912 and during this period, Jamadars B.Krishna Row and R. Krishna Row were in charge of the Taluk for 5 and one month respectively.		
4. Mr. K.H.Thimmappiah.	11-5-1913	May 1914.

2. As already reported in my memo forwarded with this office camp No 1 dated the 13th April 1914 that 2 out of the 3 articles connected with the above case viz, a gold ring, a gold jade bille(head ornament) and a gold mukhara, which were respectively traced to Dodda Narasa and Mara bin Era of the Pamlore Gang and Giriyanna of Kondavagala in the Arasikere Taluk of the Hassan District, were received by Mr. Latchiram Singh, the gold ring on 26-2-09 and the gold jade bille on 1-2-1910.

3. Mr. K. Dummiah, the then Police Inspector of Shimoga Taluk wrote to Mr. Latchiram Singh in November 1908 requesting him to go to Shimoga with a warrant and take charge of Mara bin Era and the property viz the gold jade bille, as the latter had been ordered to be let off on bail by the District Magistrate of that place. Mr. Latchiram Singh instead of doing so, waited for the receipt of the remaining article viz the mukhara and the mahazar etc relating thereto. In the meanwhile Mara bin Era who was in the District Lockup at Shimoga was enlarged on bail. Since the mukhara in question was not received from the Arsikere Taluk police till 29-10-1911 and the whereabouts of Dodda Narasa and Mara bin Era were not known he could not submit charge sheet. For the same reasons Inspector Mr. Fida Hussain also appears to have failed to submit

final report in the case.

(26)

3. The whereabouts of Dodda Narasa were traced in February 1913 and he was known to be undergoing his sentence of imprisonment in the Erawada Jail near Poona. Thereupon Inspector Mr. Ramaswamy Iyer who succeeded Mr. Fida Hussain was ordered in March 1913 to submit a charge sheet against Dodda Narasa alone. In the meanwhile, a murder having been committed in Seerankatte village of the Hosdrug Taluk the Inspector was engaged in the investigation of that case and after a short period i,e, in May 1913 he was transferred to the Harihar Sub Taluk.

4. Inspector Mr. Thimmappaiah who succeeded Mr. Ramaswamy Iyer in May 1913 made a report on 31st May 1913 to the District Police Office stating that the identification of the accused by Nanjiah with whom the gold ring traced to Dodda Narasa had been pledged was absolutely necessary before the submission of a charge sheet against him. After some correspondence in the matter i,e, in December 1913 the Inspector was ordered to send Jamadar B. Krishna Row of Budihal Range to Erawada Jail near Poona with witness Nanjiah for the identification of the said accused. After Nanjiah identified the prisoner, steps were taken for the extradition of the accused.

5. Since the 3 articles referred to in para 2 above, were identified by the complainant of the Hosdrug house breaking and theft case as belonging to him, and as having been stolen from his house on the night of the occurrence the investigating officers appeared to have been labouring under the impression that they should not submit a charge sheet till all the articles were received and the whereabouts of both the accused were known.

6. The mukhara which was seized in 1908 by the Arsikere Taluk police was not sent to the Hosdrug Inspector as required but it was returned to the party from whom it was seized as per orders of the Magistrate and after repeated reminders to send that article the same was seized again from a third person to whom it had been sold and sent on to Hosdrug through this office on 29th October 1911.

The mahazar drawn up when the above article(mukhara) was seized,

for the first time has not been traced yet by the Hassan police though the matter is under correspondence from a very long time.

7. Under these circumstances and owing to the frequent changes in the personnel of the police Inspectors during the period of 5 years, there appears to have been this inordinate delay in bringing the case to completion.

8. As regards the querry as to what action has been taken regarding Mara bin Era, I beg to state that one Marya bin Iraga has since been ascertained to be undergoing imprisonment in the Ahmednagar Jail and steps are also being taken to extradite him if he should be identified. Inspector Mr. Gudiappa of Chitaldrug Taluk is said to know this Mara bin Era and steps have been taken to send him to Ahmednagar along with the person who is said to have purchased the jewel from Mara bin Era.

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"C O P Y."

for District Magistrate,
Chitaldrug District.

S.V.

28

M E M O.

The Offence of House-Breaking and theft in the house of Nemarajappa of Hosadrug Town was committed on 15-3-1907 and no clue was forthcoming during the investigation till 1908 leading to the detection of the case.

In September and October 1908 certain gangs of Pamlores were captured in the Kadur and Shimoga Taluks and a lot of stolen property was traced to them. Several articles were ascertained to have been pledged by some members of the above gang with certain persons of neighbouring villages and during the course of the enquiry 2 articles viz a gold ring set with pebbles and a gold Jade Bille or gold flower were produced by Matada Nanjayya of Nagavangala and Manganna of Benkipur on 13th and 22nd October 1908 respectively as having been pledged with them by accused Dodda Narasa and Mara Bin Era of the Pamlore gang.

A Mukhara was seized from Konduvagalu Giriyamma on 10-6-08 on suspicion but it was not traced to any member of the Pamlore gang. All the articles were identified by complainants' brothers' son Gnejana Chandrappa as his.

Inspector Mr. Latcharam Singh who was then in charge of the Hosadrug Taluk was deputed to complete the investigation and place a charge sheet in the case.

Inspector Mr. Dummiah of Shimoga Taluk made a report on 4-11-1908 stating that he had written a yadi to the Police Inspector of Hosadurga requesting him to obtain a warrant from the Magistrate and take charge of accused Mara Bin Era along with the property. This report was forwarded to this Office on 6-11-1908 by the Superintendent of Police Shimoga District and the same was despatched to Police Inspector Mr. Latcharam Singh on 13-11-1908 for needful action. Mr. Latcharam Singh on receipt of the above order submitted a report to the District Police Office, Chitaldrug, on 25-11-1908 stating that no replies had been received from the Police Inspectors of Arsikere and Kadur and that the result of the cases made against the said accused was not known and requested the grant of permission to him to go to those places to know the result of those cases and then collect evidence in the H.B. and theft case of this taluk . He was thereupon ordered (on 27-11-1908) to go to those places at once , complete the

the investigation and to submit a charge sheet in the case without further delay.

A yadi was also written from this office on 12-11-1908 to the Superintendent of Police, Kadur, requesting him to return the records and the gold ring. Accordingly they were handed over to Mr. Latcharam Singh on 26-2-1909. On 31-12-1909 Mr. Latcharam Singh made a report to this District Police Office stating that the other two articles had not been received by him from the Shimoga and Kadur Taluks though a request was made in person and seeking instructionswhether he could place a charge sheet in the case relating to the ring alone or he should wait till the other two articles were received.

An order was issued on 4-1-1910 to get all articles from the concerned places and to get the preliminary enquiry completed against the accused to whom the said properties were traced. On 1-2-1910 a reference was made by the Police Inspector (Mr. Latcharam Singh to the Police Inspector of Shimoga requesting him to intimate where the accused, to whom the Jadebilley or gold flower had been traced, was and who were all the witnesses in the case. A reply was received on 5-2-1910 stating that the name of the accused was Mara Bin Era and that he had been arrested by the Police of Gadag Taluk in the Dharwar District.

In the meanwhile the accused(Dodda Narasa) along with other Pamlores who were also concerned in dacoity cases of the Dharwar District were undergoing trial in the Sessions Court at Dharwar. After the close of the trial in the Dharwar Sessions the Inspector General of Police, in Mysore who received intimation about this wrote letter No 2870/P.C. 149 to the Superintendent of Police, Chitaldrug stating that the accused had been convicted in the Dharwar Sessions and that steps might be taken to get the preliminary evidence recorded. On receipt of this an order dated 21-2-1909 was sent to Police Inspector Mr. Latcharam Singh for needful. On 20-2-1909 the Police Inspector of Arsikere wrote to the Police Inspector of Hosadrug whether he could return the Mukhara in question to the party from whom it was seized as an order had been received from the Magistrate in the matter. Mr. Latcharam Singh, the Inspector wrote to him on 30-3-1909 stating that it should not be returned. On 24-5-1909 the Police Inspector of Hosadrug (Mr. Latcharam Singh was requested by the Police Inspector of Arsikere to send a res-

(30)

responsible Police Officer to take the Mukhara in question, but no officer was sent as requested. A reference was made to the Police Inspector of Gadag in the Dharwar District on 8-2-1910 by the Police Inspector of Hosadrug to intimate to him the whereabouts of Mara Bin Era. A reply was received on 10-2-1910 stating that Mara Bin Era was sentenced to undergo 1 year's rigorous imprisonment under section 109 Cr. P.C. and sent to the 1st class Magistrate's Court at Ranebennur as he had been concerned in an offence there.

Again on 14-3-1911 instructions were sought by Mr. Fida Hussain, Police Inspector of Hosadrug whether a charge sheet could be placed in the case with the ring and the gold flower. On receipt of this complete records were called for on 27-9-1911. The Mukhara in question was received on 29-10-1911 from the Arsikere Taluk and sent to Hosadrug Acting Inspector B. Krishna Rao on 31-10-1911.

A reference was made on 9-12-1911 to the Shimoga Police to send the Mahazar etc drawn up at the time of seizure of the gold flower from Manganna. Similarly a reference was made on the same date to the Tarikere Taluk to return the property list which was submitted when the ring was seized and to intimate the whereabouts of DoddaNarasa. This Mal form was sent by the Police Superintendent of Kadur on 6-6-1912 and it was forwarded to the Hosadrug Taluk on 9-6-1912. Reminder orders were sent to Hosadrug Inspector on 5-6-1912, 29-9-1912 and 23-2-1913 to take early needful steps in the above case.

As charge sheet could not be placed in the case without knowing the whereabouts of the accused, the 1st class Magistrates of Gadag and Ranebennur were communicated with and during the course of this correspondance a reference was received on 24-5-1912 that accused Dodda Narasa was in the Erwada Jail near Poona and that the whereabouts of Mara Bin Era could not be traced.

The Amildar of Hosadrug (Mr. G. Narain Rao) submitted a report on 20-2-1913 stating that no final report could be given in the case until the whereabouts of the accused were known. On 14-3-1913 an order was issued to Police Inspector Mr. S. Ramaswamy Iyer of Hosadurga Taluk to place a charge sheet against Dodda Narasa and that he might submit a supplemental charge sheet against Mara Bin Era if he should be traced in future. Police Inspector Mr. Thimmppiah who took charge of the Hosa-

(31)

Hosadrug Taluk in May 1913 opined that the identification of accused Dodda Narasa by Manjayya was quite necessary before the submission of a final ~~xxxxx~~ sheet in the case and accordingly Jamadar B. Krishna Rao of Hosadrug Taluk was ordered on 19-12-1913 to proceed to the Erwada Jail for the identification of the accused. As the accused had been convicted and sentenced to undergo rigorous imprisonment for 7 years in a dacoity case Mr. Thimmappaiah sought instructions whether he should submit the charge sheet to the 1st class Magistrate's Court or to the 2nd class Magistrate's Court. Orders were issued on 5-2-1914 to submit the charge sheet to the Court of the 1st class Magistrate.

Accordingly a charge sheet was placed on 7-2-1914 before the Sub-Divisional Magistrate of Davangere.

In conclusion it may be stated that the long delay in taking steps in the case was due to the difficulty experienced in getting together the 3 properties and in tracing the accused of whom, even at this date only one, namely Dodda Narasa has been traced.

(Sd) C. Machia
Superintendent of Police,
Chitaldrug District.

13-4-1914

"Copy"

for District Magistrate,
Chitaldrug District.

Calling for the service register of certain Police Inspectors responsible for delay in the investigation of a case

G.R.S. 26]

26/10 Urgent

Diary No. of letter replied to

File No. 23/0/1913

Serial 12

32

No. J 1116.

General and Revenue Secretariat

( )

, *the* 19 .

To

The I.G. of Police in Mysore

Sir,

Date of issue 26/10/14.

Signed by M.G. Srinivasa Iyer

I am directed to state that ~~the Govt. have decided to call for~~ Govt. have had occasion to notice ~~these~~ in connection with the explanation of the Dodda Nagara, who was charged with the offence of house breaking and Theft before the 1st class Magistrate of the Davangere Sub Div., that there was an inordinate delay nearly of six years on the part of the

over.

SUBJECT.

Issued 26/10/14

(3)

Police officers of the Hosdurga Taluk in bringing forward the charge against the accused person. It was also brought to notice that similar action had not been taken against another accused by name Mara Boi Era who was also concerned in the case.

The explanation of the marginally named Police Inspectors were called for from the Dist. Magistrate of Chittaloop and Govt agree with the District Magistrate that the explanation of the first three of them are far from satisfactory.

I am now to request that their service registers of these three Inspectors may be obtained and forwarded to Govt at an early date and also to request you to state if anything is known to you against these officers individually: A urgent reply requested.

I have te

(1) Mr Lakshiram Singh
(2) Mr Kiba Hussain
(3) Mr S. Ramaswamy Iyer
(4) Mr K. H. Thimmappiah.

List of enclosures,

Copied by

Examined by

for Chief Secy to Govt

GPB—10,000—28-2-11.

Rly. 116
24/10/11 MK

No. 3618/444 OFFICE OF THE INSPECTOR GENERAL OF POLICE IN MYSORE. (34

Encl. 3 S. Receipts. *Dated* Bangalore, 27th Feb 1915. 2nd Abstr

From

Diwan Bahadur C. SRIKANTESVARA AIYAR, B. A., B. L.,

Inspector General of Police in Mysore.

DIARY No. J 2823

1914-10 15
SECTION Cts
CIR. No. 231-13
SERIAL No. 13

To

D. M. Narasinga Rao Esquire, B.A., B.L.,
Offg. Secretary to the Government
of H.H. the Maharaja of Mysore, Genl.& Rev. Depts.

Sir,

Mr. B. Lachiram Singh.
" Fida Hussein.
" S. Ramaswami Iyer.

Adverting to your letter No.J.1116/Cts.231-13-12 dated the 26th October 1914, regarding the delay on the part of certain Inspectors in connection with a case of extradition of one Dodda Narasa, and calling for their service books &c, I have the honor to forward herewith the service books of the marginally noted Inspectors and to state as follows:-

2. Though under para 2 of the letter I am not called upon to express my views on the merits of the case, which has dragged on for such a long period, I feel I cannot in bare justice to all concerned, refrain from bringing to the notice of Government certain facts, which I find, on a close scrutiny and patient study of the several records of the various Districts which have taken me considerable time to gather, have escaped the notice of the District Magistrate of Chitaldrug, while submitting his report to Government.

3. This is one of the most complex cases that came up

before the Police for investigation, long after its occurrence. The offence was committed in Hosadurga Town in March 1907, and no clue was obtained therein till October 1908. After the capture in the Shimoga and Kadur Districts in 1908 of a large gang of Pamlore Koramars amongst the several articles seized from numerous receivers of stolen property, one gold ring was recovered from one Nagamangala Nanjiah in the Tarikere Taluk, who stated that a Pamlore by name Dodda Narasa(one of the Kortigere gang) had pledged it with him. A "jade bille" was likewise seized from one Mangamma, a liquor vendor at Benkipur, in Shimoga Taluk, who implicated another Pamlore by name Mara bin Eara of Mavinkere gang as having pledged it with her. During the investigation of another theft case in Arsikere Taluk in June 1908, a nose ring "mukhara" had been traced to one Puradahalli Nanjunda, who stated that it had been given to him by his grand-mother. All these three articles were shown to Nemarajiah, the complainant in the Hosadurga Town theft case, and his nephew identified them all as parts of the property they had lost in 1907.

4. Pamlore Dodda Narasa, alleged to have pledged the gold ring with Nanjiah, was one of the 28 accused persons concerned in heavy dacoity cases then under Police investigation in 1908. The other Pamlore Mara had been arrested in connection with a separate case in the Shimoga Taluk and had been released in January 1909 under the orders of the District Magistrate.

5. In November 1908, the Shimoga Taluk Police Inspector asked the Hosadurga Inspector Mr. Lachiram singh to "take out a warrant" for the arrest of Mara,

(36)

in connection with the "jade bille" recovered from Mangamma and said to have been identified by Nemarajiah's nephew Gnanachandrappa, but Mr. Lachiram Singh had then no recorded evidence of any kind whatsoever against Mara, in the absence of which, no local Magistrate could issue a warrant and the jewels moreover had to be shown to the actual women who were wearing them in Hosadurga, for purposes of identification. Further, there was nothing to prevent the Shimoga Inspector himself, if he was sure of Mara's complicity in the Hosadurga case, to have obtained the necessary remand from a competent Magistrate at Shimoga and sent him with the property to Hosadurga; whilst, on the contrary it is on record that the said Shimoga Inspector did not even send the "jade bille" to the Hosadurga Inspector until 31st December 1909, in spite of several requisitions from the latter. The gold ring had similarly not been received from the Kadur District until 26th February 1909, nor the "mukhara" before the 12th December 1911. Furthermore, the file of correspondence itself was being transmitted from place to place, backwards and forwards, and was allowed to lie over in the Kadur District Police Office for more than 6 months, from 9th December 1911 to 20th June 1912, and in the Chitaldrug District Police Office for 3 months, from 16th September to 14th December 1913.

6. Meanwhile, quite apart from these circumstances in view of the paramount importance and far graver issues involved in capturing and bringing to justice the most dangerous gang of the Pamlore dacoits concerned in far more serious and recent offences, which were then under trial before the Criminal Courts in the Dharwar District, my predecessor the late Mr. Valvoy Devaraj Urs[x] had instructed that these minor

x Vide para 17 of Part III of Mr. Devaraj Urs letter to Government No.4399-441 dated 13-2-1909, and his orders to the D.S.P's of Kadur, Shimoga and Chitaldrug No.2870 dated 17-12-1909.

(37)

cases of not much consequence but so largely depending upon the slender testimonies of petty receivers of obviously dubious character, coupled with the quite insignificant amount of property traced, should lie over, lest any premature action in these trivial cases act prejudicially against the heinous crimes then under trial in the Sessions Court at Dharwar. These latter dacoity cases were disposed of by the Dharwar Sessions Judge in September 1909 and the appeals thereon were not disposed of by the Bombay High Court till May 1910. Till then, therefore, it has to be understood, no proceedings of any kind could have been launched in our Courts in connection with the small cases against notorious dacoits who were under trial in the Bombay Presidency for nearly a year where they were expected to get very long terms of imprisonment compared to a few months sentences only which they could get here for the minor offences referred to above. The Inspector General's order issued in December 1909, besides, bears out clearly that further action was intended only as against such of those that might get acquitted in the Bombay Presidency Courts. These facts and circumstances have been lost sight of by the present District Magistrate of Chitaldrug for the obvious reason, that he did not know of the instructions referred to above, which were confidentially given to the then District Officers.

7. Further another serious error which has crept into the Memorandum of the 13th April 1914, drawn up by the present Superintendent of Police, Chitaldrug, and submitted to Government with the District Magistrate's letter No.406 dated the 20th idem a copy of which I have had to since ask for and obtain from that officer, the communication notwithstanding concerning Police Inspectors not having passed through me; and I was in

(39)

perfect ignorance thereof, also accounts for an imaginary delay of nearly one whole year. In paragraph 10 of the memorandum it is reported that an order had been issued to the Police Inspector Mr. Lachiram Singh, for needful, in February 1909 which is patently a mistake for December 1909, for the trials in Dharwar had not ended till September 1909 and this office Order to institute further steps had not issued till 21st December 1909, whereon it was that the Inspector had been asked to do the needful.

8. Coming now to the individual responsibilities of the several Inspectors in the investigation of the Hosadurga Town theft case, as soon as the ring was received from the Kadur District, Inspector Mr. Lachiram Singh reported to the District Superintendent of Police of Chitaldrug that the other two articles in question had not been received and sought instructions whether he might proceed with the case in their absence, whereon orders were issued to him that he should wait till their receipt. The Inspector had therefore nothing else to do than write to the several Taluks concerned, to keep himself informed of the whereabouts of the accused including Mara, who had by that time been taken to the Dharwar District for other offences. He was transferred from Hosadurga on 17th March 1910 i.e., prior to the disposal of the appeals in Bombay High Court and was succeeded by Mr. Fida Hussein, who took up and kept on the correspondence with the Gadag and the Arsikere Police, and further asked for instructions to proceed or not with the case, whereon he did not get orders till 14th March 1911 when he was directed to await the receipt of the "mukhara" from Arsikere. On 9th April 1911, he was transferred from Hosadurga and was suc-

ceeded

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by Mr.Ramaswami Iyer, who, however, was on privilege leave during the months of August and September 1911 and on combined leave from 29th October 1911 to 22nd May 1912; and it was not till 6th June 1912 that he was informed by the District Superintendent of Police (Mr. Y. V. Krishna Murti) that Dodda Narasa was undergoing imprisonment for 7 years in Yerroda Jail and that the whereabouts of Mara were not known; he was further asked on 13th February 1913, to furnish fuller description of Mara for the information of the Gadag Police, to which he reported that he could give no further information than what had already been furnished. Thereupon, orders were issued on 16th March 1913 to place a charge-sheet against Dodda Narasa for the time being and that Mara might be proceeded against when found. Mr. Ramaswami Iyer in his turn having been transferred on 10th May 1913, Mr. Thimmappiah who followed him actually submitted the charge sheet to the Magistrate on 16th February 1914 as it did naturally take sometime to get Dodda Narasa identified in the Yerroda Jail. This prisoner was sentenced, only to 6 months rigorous imprisonment in Davangere, after his extradition.

9. It will thus be evident that the three officers referred to in paragraph 1 cannot be held solely responsible for the delay, if any, in this case, which was due mostly to the preference given under the Inspecto General's orders, to the more heinous cases then proceeding in the Bombay Presidency, and the instructions to get it lie over till the latter's disposal, to the prolonged circuitous correspondence within and without the State about a few articles and the accused, and to the non-specific instructions now and then issued from the Chital drug Superintendent's Office, as was incidental to the

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case in question, under the circumstances herein set forth.

I have the honor to be,

Sir,

Your most obedient servant,

A. Sri Kantha Iyer

Inspector General of Police.

E

V

[G.R.S. 28]

Recording Correspondence regarding the de[illegible] in investigating the Hosdurga town Thefts Case

31/3

[illegible] File No. 231-13

Serial No. 14

Diary No. of letter replied to 2823

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 191 .

Date of issue 31/3/1915.

Signed by M.V.G. Srinivasa

READ—

Correspondence ending with letter no. 130 dated the 15th Sept 1914 from the District Magistrate of Chitaldrug regarding the explanations of the police officers responsible for the delay in bringing to trial the charge against Dod Nayaka and Mara, accused of having committed the offences of housebreaking and theft in the

ORDER THEREON.—No.

over.

SUBJECT.

WL 31/3/15

G.1

Hosdurga ~~Taluk~~ town.

D. Letter no 3618/444 dated 27th Feby 1915 from the D. of Police in Mysore forwarding the service registers of Messrs Lachiram Singh, Fida Hussein and S. Ramaswamy Iyer, Inspectors of Police, concerned in the delay, and stating that they cannot under the circumstances ~~represented~~ set forth, be held solely responsible for the same.

Order thereon - No J 3331-2.

Records.

Ex 20/3

for CHQ: See Work.

To The Dist. Supt., Chitaldrug dist., ——→ En. 1 file returning the ~~enclosure~~ Vernacular papers. Endrs 3.

The D. of Police in Mysore returning the service registers.

Ex. Dpr

20.3.15.